

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	:	CRIMINAL NO.	
v.	:	DATE FILED:	
MIGUEL ACEVEDO-HERNANDEZ,	:	VIOLATION:	18 U.S.C. § 115(a)(1)(B)
a/k/a "Spaz"	:		(threatening to murder a
			federal law enforcement
			officer - 1 count)

INFORMATION

COUNT ONE

THE UNITED STATES ATTORNEY CHARGES THAT:

INTRODUCTION

1. On or about October 28, 2003, a federal grand jury returned a twenty count superseding indictment in Criminal No. 03-487(06) charging defendant **MIGUEL ACEVEDO-HERNANDEZ** and others with conspiracy to distribute approximately 30 kilograms of crack cocaine in Reading, Pennsylvania and other related crimes.
2. On or about February 5, 2004, pursuant to a plea agreement, defendant **MIGUEL ACEVEDO-HERNANDEZ** pled guilty before the Hon. Franklin S. Van Antwerpen, United States District Judge, to the conspiracy charge and other offenses in the superseding indictment in Criminal No. 03-487(06).
3. At all times material to the investigation and prosecution that led to the return of the indictment in Criminal No. 03-487(06), Francis C. Barbieri, Jr., an Assistant United States Attorney for the Eastern District of Pennsylvania, was the assigned federal prosecutor in the case. Mr. Barbieri was also the federal prosecutor who negotiated the plea agreement of defendant

MIGUEL ACEVEDO-HERNANDEZ and otherwise prosecuted defendant **ACEVEDO-HERNANDEZ's** case.

THE THREATS

4. From in or about January 2005, to in or about March 2005, in Philadelphia, in the Eastern District of Pennsylvania, and elsewhere, defendant

MIGUEL ACEVEDO-HERNANDEZ

knowingly threatened to murder a federal law enforcement officer, that is, Francis C. Barbieri, Jr., an Assistant United States Attorney for the Eastern District of Pennsylvania, with the intent to impede, intimidate, interfere with, and retaliate against Francis C. Barbieri, Jr., while he was engaged in his official duties and on account of the performance of his official duties.

In violation of Title 18, United States Code, Section 115(a)(1)(B), (b)(1)(4), (c)(1).

PATRICK L. MEEHAN
United States Attorney